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*Attorneys for Defendants RC Ventures LLC  
and Ryan Cohen*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

ANTHONY MITCHELL,

Plaintiff,

v.

RYAN COHEN, an individual; ROBINHOOD  
FINANCIAL LLC, a Delaware Limited Liability  
Company; ROBINHOOD SECURITIES, LLC, a  
Delaware Limited Liability Company;  
ROBINHOOD MONEY, LLC, a Delaware Limited  
Liability Company; THE DEPOSITORY TRUST &  
CLEARING CORPORATION, a New York  
Corporation; 20230930-DK-BUTTERFLY-1, INC.,  
a New York Corporation doing business as BED  
BATH & BEYOND; OVERSTOCK.COM, INC., a  
Delaware Corporation doing business as BED  
BATH & BEYOND; RC VENTURES LLC, a  
Delaware Limited Liability Company; SUE E.  
GOVE, an individual,

Defendants.

Case No. 2:24-cv-01042-RFB-DJA

**DEFENDANTS RC VENTURES  
LLC'S AND RYAN COHEN'S  
FIRST MOTION TO CONTINUE  
HEARING DATE**

1 Defendants RC Ventures LLC and Ryan Cohen (collectively the “Cohen Defendants”),  
2 by and through undersigned counsel, move to vacate the hearing currently scheduled for May 15,  
3 2025, and to continue it to May 23 or May 27–May 30, 2025.

4 The Cohen Defendants have conferred with the parties on this issue and all Defendants  
5 are unopposed to this Motion. Plaintiff has not responded to the Cohen Defendants’ request to  
6 confer.

7 **I. Background**

8 On September 11, 2024, Defendant Overstock.com, Inc. filed a Motion to Dismiss  
9 Plaintiff’s Complaint. ECF No. 18. On September 19, 2024, Plaintiff filed his Opposition to  
10 that motion. ECF No. 23. Defendant Overstock.com, Inc filed their Reply in Support of Motion  
11 to Dismiss on September 26, 2024. ECF No. 25.

12 On November 6, 2024, Defendant Sue E. Grove filed a Motion to Dismiss Plaintiff’s  
13 Complaint. ECF No. 31. Plaintiff filed his Opposition to the motion on November 18, 2024.  
14 ECF No. 36. Defendant Grove filed her Reply in Support of Motion to Dismiss on November  
15 25, 2024. ECF No. 38.

16 On December 10, 2024, the Cohen Defendants filed their Motion to Dismiss Plaintiff’s  
17 Complaint. ECF No. 43. Plaintiff filed his Opposition to that motion on December 12, 2024.  
18 ECF No. 45. The Cohen Defendants filed their Reply in Support of Motion to Dismiss on  
19 December 19, 2024. ECF No. 46.

20 On April 17, 2025, the Court issued a Minute Order setting a Motions Hearing for the  
21 above motions on May 15, 2025, at 1:45 pm. ECF No. 61.

22 Counsel for the Cohen Defendants previously committed to attend a client event in New  
23 York on May 15, 2025. Before the date for the Motions Hearing was set, counsel for the Cohen  
24 Defendants already had provided their affirmative response to the client regarding their  
25 attendance, and made travel arrangements accordingly.

1 Therefore, the Cohen Defendants respectfully request that the Court continue the Hearing  
2 to May 23 or May 27–May 30, 2025. This continuance is not sought for purposes of delay, but  
3 out of necessity caused by a prior conflict with a client commitment.  
4  
5

6 Dated: April 28, 2025.

**EVANS FEARS SCHUTTERT MCNULTY MICKUS**

7  
8 /s/ David W. Gutke

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16 *Attorneys for Defendants RC Ventures LLC and Ryan*  
17 *Cohen*  
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28 **DEFENDANTS RC VENTURES LLC'S AND RYAN COHEN'S FIRST MOTION TO CONTINUE  
HEARING DATE**

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on April 28, 2025, a true and correct copy of the foregoing **DEFENDANTS RC VENTURES LLC'S AND RYAN COHEN'S FIRST MOTION TO CONTINUE HEARING DATE** was served electronically on all counsel of record and Plaintiff Anthony Mitchell via CM-ECF.

/s/ Faith Radford

An employee of Evans Fears Schuttert McNulty Mickus

**DEFENDANTS RC VENTURES LLC'S AND RYAN COHEN'S FIRST MOTION TO CONTINUE  
HEARING DATE**